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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY**

IN RE MERCK & CO., INC.  
VYTORIN/ZETIA  
SECURITIES LITIGATION

08-CV-2177  
(DMC) (JAD)

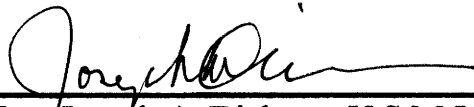
**ORDER GRANTING DEFENDANTS' MOTION TO  
FILE DOCUMENTS UNDER SEAL PURSUANT TO L. CIV. R. 5.3**

THIS MATTER having been opened to the Court upon motion by  
Tompkins, McGuire, Wachenfeld & Barry LLP, attorneys for Defendants, and  
good cause having been shown,  
and the Court having made findings on the factors enumerated in L.Civ.R. 5.3 as set forth in the attached  
Defendants' Proposed Findings of Fact and Conclusions of Law in Support of Motion to File Documents  
Under Seal Pursuant L. Civ. R. 5.3

IT IS, this 1<sup>st</sup> day of Oct. 2012 hereby ORDERED:

Defendants' Motion to File Documents Under Seal is GRANTED.

The following documents, each dated March 1, 2012 are hereby sealed: (1)  
Memorandum of Law in Support of the Merck Defendants' Motion for Summary  
Judgment (Docket Entry 220); (2) Statement of Undisputed Material Facts in  
Support of the Merck Defendants' Motion for Summary Judgment (Docket Entry  
219); and (3) Exhibits 3, 11, 13, 15, 17, 23-25, 35-36, and 39-40 annexed to the  
Affidavit of Andrew G. Gordon in Support of Merck Defendants' Motion for  
Summary Judgment (Docket Entries 217-18).

  
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Hon. Joseph A. Dickson, U.S.M.J.